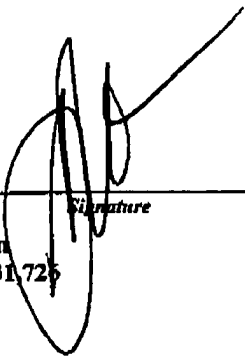


Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533)(Small Entity)					Docket No. 85285-102 ADB	
In Re Application Of: Brian Maki						
Application No. 10/810,327	Filing Date March 26, 2004	Examiner	Customer No. 23529	Group Art Unit 3672	Confirmation No. 7975	
Invention: EASY HOLD POWER AUGER					RECEIVED CENTRAL FAX CENTER SEP 07 2004	
<u>Mail Stop Missing Parts</u> COMMISSIONER FOR PATENTS:						
This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on <u>June 7, 2004</u> <small>Date</small>						
Enclosed herewith for filing are the following:						
<input checked="" type="checkbox"/> A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)						
<input type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.						
<input checked="" type="checkbox"/> A properly signed oath or declaration in compliance with 37 CFR 1.63.						
<input type="checkbox"/> An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.						
<input type="checkbox"/> A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.						
<input checked="" type="checkbox"/> <u>1</u> verified small entity declaration(s)						
<input checked="" type="checkbox"/> is/are attached.						
<input type="checkbox"/> was/were filed on _____						
<input type="checkbox"/> A separate request for refund.						
<input checked="" type="checkbox"/> Other (list):						
Preliminary Amendment						

Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533)(Small Entity)					Docket No. 85285-102 ADB	
In Re Application Of: Brian Maki						
Application No. 10/810,327	Filing Date March 26, 2004	Examiner	Customer No. 23529	Group Art Unit 3672	Confirmation No. 7975	
Invention: EASY HOLD POWER AUGER					RECEIVED CENTRAL FAX CENTER SEP 07 2004	
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>						
<input checked="" type="checkbox"/> Completion of application fees as calculated below:						
<input checked="" type="checkbox"/> Utility application filing fee					<u>\$385.00</u>	
<input type="checkbox"/> Design application filing fee					<u> </u>	
<input checked="" type="checkbox"/> Total number of independent claims = <u>1</u>					<u> </u>	
<input checked="" type="checkbox"/> Total number of claims = <u>14</u>					<u> </u>	
<input type="checkbox"/> Multiple dependent claims					<u> </u>	
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath					<u>\$65.00</u>	
<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor					<u> </u>	
<input type="checkbox"/> Fee for processing an application filed with a non-English language specification					<u> </u>	
<input type="checkbox"/> Fee for processing and retention of application					<u> </u>	
Total completion of application fees					<u>\$450.00</u>	
<p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.</p> <div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> One month <input type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months</div><div>from: <u>August 7, 2004</u> until: <u>September 7, 2004</u></div></div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"><div></div><div style="text-align: right;">Total time extension fees <u>\$55.00</u></div></div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"><div></div><div style="text-align: right;">Total fees due <u>\$505.00</u></div></div>						

Response To Notice To File Missing Parts Of Application Filing Date Granted (PTO-1533) (Small Entity)				Docket No. 85285-102 ADB	
In Re Application Of: Brian Maki				RECEIVED CENTRAL FAX CENTER SEP 07 2004	
Application No. 10/810,327	Filing Date March 26, 2004	Examiner	Customer No. 23529	Group Art Unit 3672	Confirmation No. 7975
Invention: EASY HOLD POWER AUGER					
<u>TO THE COMMISSIONER FOR PATENTS:</u> <u>Mail Stop Missing Parts</u>					
<p>The fee of \$505.00 is to be paid as follows:</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 01-0310</p> <p><input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 01-0310</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
<div style="text-align: center;"> _____ Signature</div> <p>Adrian D. Battison Registration No: 31,725</p> <p>//</p>			<p style="text-align: right;">Dated: September 7, 2004</p> <p style="text-align: center;">CERTIFICATION OF FACSIMILE TRANSMISSION</p> <p>I hereby certify that this paper is being facsimile transmitted to the Patent And Trademark Office on the date shown below.</p> <p style="text-align: center;">LYNN LEATHERDALE</p> <p style="text-align: center;"><i>Lynn Leatherdale</i> DATE: <u>Sept 7/04</u></p>		
cc:					



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/810,327	03/26/2004	Brian Maki	85285-102

23529
ADE & COMPANY
1700-360 MAIN STREET
WINNIPEG, MB R3C3Z3
CANADA

CONFIRMATION NO. 7975

FORMALITIES LETTER



OC000000012887667

Date Mailed: 06/07/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$290 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1190 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$290

- \$290 for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

AG

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE